

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Legislative Meeting
1150 Bayview Petoskey, MI 49770
February 18, 2001
9:30 a.m.

Executive Session: No

Called to Order: Meeting was called to order at 9:45 a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony, Secretary Dorothy Gasco, Councilor Alice Yellowbank, Councilor Janet Shomin.

Council Absent: Councilor Susan Wysocki - Excused

Staff Present: See attached list

Guests: See attached list

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to approve the 02-18-01 Agenda as amended.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Councilor Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to approve the minutes of the Administrative Session dated 2-4-01 as corrected.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Councilor Wysocki**)

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Gasco** to accept into the record the Phone Poll dated 2-01-01 to approve stipend for Councilor Anthony to attend the 1-31-01 Inland Lakes and Water Resources Committee meeting in Williamsburg.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Councilor Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to accept into record the Phone Poll dated 2-5-01 to approve mailing to membership the Job Posting for Accounting Department: Senior Accountant Intern position.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Councilor Wysocki**)

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shomin** to accept into the record the Phone Poll dated 2-6-01 to approve Burial Fund File #A0007 for payment.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Councilor Wysocki**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Shomin** to accept into the record the Phone Poll dated 2-14-01 to approve stipend, mileage and per diem for Councilor Anthony to attend the Fox River Natural Resources Damages.

Vote: 4 Yes 0 No 1 Abstained (**Councilor Anthony**) 1 Absent (**Councilor Wysocki**)

Motion Carried

10:42 Councilor Wysocki Arrives.

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Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to accept the Tribal Chairman's verbal report.

Vote: 4 Yes 1 No (**Councilor Shomin**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to donate \$200.00 to the Three Fires Council sponsored Legislative Meeting in Lansing to come from the Enterprise Fund.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** for Tribal Council to attend the Three Fires Council sponsored Legislative Meeting in Lansing 2-28-01 –3-1-01 with stipend , mileage and per diem.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to accept the Acting Tribal Administrator's written report.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Wysocki** to approve the Contract for Rehman & Robson to perform the 2000 Audit for the L.T.B.B.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve stipend, mileage and per diem for Councilor George Anthony to go to Fairport for an inspection of Trap Net Operations Negotiated Funds from the Consent Decree.

Vote: 5 Yes 0 No 1 Abstained (**Councilor Anthony**) 0 Absent

Motion Carried

Public Comment: Called at 11:45 a.m. Comments made by Tribal Members: Rosemary Knapp, Deleta Smith.

Public Comment: Closed at 11:49 a.m.

Motion made by **Councilor Gasco** and **Supported** by **Councilor Wysocki** to approve the corrected Stipend Policy effective 2-18-01.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Recess: Called at 1:00 p.m. for lunch. Meeting reconvened at 2:30 p.m.

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to postpone the Amendment to the Trust Fund Board Statute until the 3-4-01 Tribal Council Meeting.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve the Chairman's signature on the Development Start up Budget for the Elders Housing units in the amount of \$42,240.00.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to Waive Quarterly Report for FY 200 for October, November, and December from the Gaming Administration for lack of information.

Vote: 5 Yes 1 No (**Councilor Shomin**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to approve **Resolution #02180101** for the casino's Retaining of Casino Reserve Funds with an expiration date of 12-31-2001.

Roll Call Vote: Chingwa –Yes, Anthony-Yes, Gasco-Yes, Yellowbank-Yes, Wysocki-Yes, Shomin- Yes

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to place the Election Statute on the 3-4-01 Administration Agenda.

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to adopt **Resolution #02180102** showing opposition to SSM and Bay Mills Gaming expansion into the lower peninsula.

Roll Call Vote: Chingwa –Yes, Anthony-Yes, Gasco-Yes, Yellowbank-Yes, Wysocki-Yes, Shomin- Yes

Vote: 6 Yes 0 No 0 Abstained 0 Absent

Motion Carried

6:28 Councilor Wysocki departs.

Public Comment: Called at 6:30 p.m. Comments made by Councilor Gasco. Tribal Members:

Allie Maldonado, Shirley Oldman, Ken Harrington, Levi Walker.

Public Comment: Closed at 6:40 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to hold a Work Session on 3-17-01 to be held 9:30 a.m. in the Tribal Court Room for purpose of NRC Statute and Zoning Statute with stipend, mileage and per diem for Tribal Council to come from Tribal Council Budget.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to postpone NRC Statute, Zoning and Traffic Code Statute until the next Legislative Meeting 3-18-01.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

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Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to enact the Gaming Regulatory Statute as amended and corrected.

Vote: 3 Yes 2 No (**Anthony, Shomin**) 0 Abstained 1 Absent **9Wysocki**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to continue with process of the Tax Agreement and present it to the state.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to approve Burial Assistance request A0010 up to the maximum amount.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to enter into a contract with Leonard Street and Dienard for services of Marianna Shulstad as our Attorney.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to go into Executive Session for personnel and Legal Issues.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to approve the Tribal Attorney to represent the Tribal Chairman at the removal hearing 2-25-01.

Vote: 3 Yes 1 No (**Shomin**) 1 Abstained (**Chingwa**) 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to approve Gaming Administration 2001 Budget at \$234,420.00.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to appoint Sheran Patton to the Gaming Administration.

Vote: 3 Yes 2 No (**Gasco, Yellowbank**) 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to accept the Resignation of Councilor Dorothy E. Gasco effective 10:00p.m. 2-18-01

Vote: 4 Yes 0 No 1 Abstained (**Gasco**) 1 Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to adjourn the 2-18-01 Legislative Session of Tribal Council at 8:35 p.m.

Vote: 5 Yes 0 No 0 Abstained 1 Absent (**Wysocki**)

Motion Carried

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These Minutes have been read and approved as written:

Approved:

Dorothy Gasco, Tribal Council Secretary

Date

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